

**UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF MICHIGAN**

In re:

City of Detroit, Michigan

Debtor

Case No. 13-53846

Chapter 9

Hon. Steven W. Rhodes

**STIPULATION IN SUPPORT OF ORDER GRANTING RELIEF FROM  
STAY & WAIVING THE PROVISIONS OF FRBP 4001(a)(3)  
AS TO ROSAS MEXICAN RESTAURANT, INC., et al**

The City of Detroit and Patio Properties, Inc., Rosas Mexican Restaurant, Inc., on 14531 W. Eight Mile Road aka 14541 W. Eight Mile Road, Detroit Michigan stipulate and agree to the entry of the order attached as Exhibit A.

Dated: January 14, 2014

Agreed to:

ATTORNEYS FOR ROSAS MEXICAN RESTAURANT, INC. et al

By: /s/ Robert N. Bassel  
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Attorney for Rosas Mexican Restaurant,  
Inc., et al  
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By: /s/ Timothy A. Fusco  
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**EXHIBIT A**

**UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF MICHIGAN**

In re:

City of Detroit, Michigan

Debtor

Case No. 13-53846

Chapter 9

Hon. Steven W. Rhodes

**STIPULATED ORDER GRANTING RELIEF FROM STAY & WAIVING  
THE PROVISIONS OF FRBP 4001(a)(3)  
AS TO ROSAS MEXICAN RESTAURANT, INC., et al**

Upon the Stipulation in Support of Order Granting Relief from Stay & Waiving the Provisions of FRBP 4001(a)(3) as to Rosas Mexican Restaurant, Inc., et al; the Court having reviewed the Stipulation and determining that good and sufficient cause has been shown;

**IT IS HEREBY ORDERED** that the Automatic Stay under 11 U.S.C. § 362 is modified such that the parties may proceed in PATIO PROPERTIES, INC., ROSAS MEXICAN RESTAURANT, INC., on 14531 W 8 MILE ROAD aka 14541 W 8 MILE ROAD, DETROIT, MICHIGAN v. THE CITY OF DETROIT, Wayne County Circuit Court Case Nos. 12–016324–AA, 13-003717-AA, and Board of Zoning Appeals No. 50–12 (Hon. John H. Gillis, Jr.) (the “Lawsuit”), and any appeals or related proceedings with respect to the Lawsuit; provided, however, Patio Properties, Inc. and Rosas Mexican Restaurant, Inc. on 14531 W 8 Mile

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Road aka 14541 W 8 Mile Road, Detroit, Michigan may not pursue or liquidate any claim for money damages against the City of Detroit except through the claims resolution process established in the City of Detroit's chapter 9 bankruptcy case.

**IT IS FURTHER ORDERED** that this Order is immediately effective and Fed. R. Bankr. Proc. 4001(a)(3) is waived.